



## LODI CITY COUNCIL

Carnegie Forum

305 West Pine Street, Lodi

## AGENDA – REGULAR MEETING

Date: May 17, 2006

Time: Closed Session 6:00 p.m.  
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

Susan J. Blackston

City Clerk

Telephone: (209) 333-6702

**NOTE:** All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.

### C-1 Call to Order / Roll Call

### C-2 Announcement of Closed Session

- a) Public Employment – Council Appointee – job title, City Clerk; pursuant to Government Code §54957
- b) Conference with legal counsel – anticipated litigation – significant exposure to litigation pursuant to subdivision (b) of Section 54956.9; one case; pursuant to Government Code §54956.9(b)(3)(A) facts, due to not being known to potential plaintiffs, shall not be disclosed

### C-3 Adjourn to Closed Session

**NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.**

### C-4 Return to Open Session / Disclosure of Action

#### A. Call to Order / Roll call

#### B. Invocation – Pastor Tim Pollock, Home Church

#### C. Pledge of Allegiance

#### D. Presentations

D-1 Awards – None

D-2 Proclamations – None

D-3 Presentations

- a) Presentation of Certificate of Appreciation to Sarah Costa for her active role in promoting the water tower art design
- b) Presentation of Resolution of Appreciation to City Clerk Blackston for her outstanding service to the City of Lodi community
- c) Presentation by the Lodi District Chamber of Commerce regarding its Shop Lodi campaign

#### E. Consent Calendar (Reading; comments by the public; Council action)

E-1 Receive Register of Claims in the amount of \$4,903,045.08 (FIN)

E-2 Approve minutes (CLK)

- a) April 18, 2006 (Shirtsleeve Session)
- b) April 25, 2006 (Shirtsleeve Session)
- c) May 2, 2006 (Shirtsleeve Session)
- d) May 2, 2006 (Special Meeting)

E-3 Receive quarterly report of purchases between \$5,000 and \$20,000 (FIN)

- E-4 Accept improvements under contract with Crutchfield Construction for Water and Wastewater Main Replacement Program – Project No. 2 (PW)
- E-5 Accept improvements under contract with George Reed Inc. for Century Boulevard Roadway Improvements Project, Lower Sacramento Road to Sage Way (PW)
- Res. E-6 Adopt resolution accepting improvements under contract for Harney Lane Improvements along Legacy Estates, Unit 1 (PW)
- Res. E-7 Adopt resolution accepting improvements under contract with Odyssey Landscape Company, Inc. for Lower Sacramento Road Median Landscape Project, Kettleman Lane to Harney Lane, and appropriating funds (\$183,000) (PW)
- Res. E-8 Adopt resolution accepting improvements in Legacy Estates Unit 2, Tract No. 3382, and amending Traffic Resolution 97-148 by approving installation of a multi-way stop control at the intersection of Mills Avenue and Wyndham Way (PW)
- Res. E-9 Adopt resolution amending Traffic Resolution 97-148 by approving the speed limit modifications, which reduces the speed limit from 35 to 30 miles per hour on Brandywine Drive and increases the speed limit from 40 to 45 miles per hour on Pine Street from Guild Avenue to east City limits (PW)
- Res. E-10 Adopt resolution awarding contract for Lockeford Street and Sacramento Street Signal and Lighting Project to Pacific Excavation, of Elk Grove (\$252,800), and appropriating additional funds (\$62,000) (PW)
- Res. E-11 Adopt resolution approving the agreement between the City of Lodi and Spare Time, Inc., dba Twin Arbor Athletic Club, for use of pools at Twin Arbor Athletic Club facilities that will serve the Summer Swim League program, which will run for the period of May 30, 2006 to July 27, 2006 (PR)
- E-12 Set special meeting for May 31, 2006, to present the 2006-07 Operating and Capital Outlay Budget (CM)
- E-13 Set public hearing for June 7, 2006, to review and receive comments regarding City of Lodi 2006-07 Operating and Capital Outlay Budget (CM)
- Res. E-14 Adopt resolution for preliminary approval of the 2006-07 Engineer's Annual Levy Report and Res. resolution declaring intention for the levy and collection of assessment for the Lodi Consolidated Landscape Maintenance District No. 2003-1; and set public hearing for June 21, 2006 (PW)
- E-15 Set public hearing for June 21, 2006, to consider the appeal from Mohammad Dawood Khan and Rehana Khan regarding the requirements of a Notice and Order to Repair dated April 19, 2006, for the property located at 505 E. Pine Street (APN 043-170-03) (CD)
- Res. E-16 Adopt resolution authorizing the City Manager to execute grant application to the State Water Resources Control Board for the facilities planning study for the City of Lodi Recycled Water Master Plan (PW)

**F. Comments by the public on non-agenda items**

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

**G. Comments by the City Council Members on non-agenda items**

**H. Comments by the City Manager on non-agenda items**

**I. Public Hearings – None**

**J. Communications**

- J-1 Claims filed against the City of Lodi – None
- J-2 Appointments
  - a) Appointment to Lodi Improvement Committee (CLK)
  - b) Post for one vacancy on the Greater Lodi Area Youth Commission (Adult Advisor) (CLK)
- J-3 Miscellaneous
  - a) Correspondence from Mary Hoff requesting that an item be placed on a City Council agenda regarding the Delta College satellite campus proposal (CLK)

**K. Regular Calendar**

- K-1 Authorize City Manager to execute fee adjustment agreement for Vintage Oaks Subdivision (PW)  
**NOTE: This item is carried over from the meetings of 4/19/06**
- K-2 Provide direction regarding a land lease with the Community Partnership for Families of San Joaquin for construction of a Family Resource Center at Blakely Park and to provide 40 hours in-kind project management assistance from the Public Works Department prior to execution of the lease (CM)
- K-3 Conceptual discussion of the Lodi Science Museum leasing the Downtown Lodi Parking Garage retail space and provide direction to the City Manager to enter into negotiations and/or other alternative actions as deemed necessary (CM)
- Res. K-4 Adopt resolution authorizing the City Manager to enter into a contract with Dyett & Bhatia in the amount of \$920,020 for contract services related to the preparation of the General Plan update (CD)
- Res. K-5 Adopt resolution awarding contract for Asphalt Rubber Cape Seal, Various Streets, 2006 to International Surfacing Systems, Inc., of Modesto (\$358,900), and appropriating funds (\$395,000) (PW)
- Ord. K-6 Introduce ordinance repealing and reenacting Lodi Municipal Code Title 5 – Permits and Regulations – Chapter 5.12, "Cardrooms," allowing Lodi card rooms to play Texas Hold'em (CA)  
(Introduce)
- K-7 Adopt resolutions of various matters pertaining to the November 7, 2006, General Municipal Election (CLK):
  - Res. a) Resolution calling and giving notice of the holding of a General Municipal Election
  - Res. b) Resolution approving entering into a contract with the County of San Joaquin for the County Registrar of Voters to provide certain services
  - Res. c) Resolution regarding impartial analyses, arguments, and rebuttal arguments for any measure(s) that may qualify to be placed on the ballot
  - Res. d) Resolution adopting regulations pertaining to the candidates' statements
- Res. K-8 Public Employee Appointment – Interim City Clerk pursuant to Government Code §54957
- K-9 Approve expenses incurred by outside counsel/consultants relative to the Environmental Abatement Program litigation and various other cases being handled by outside counsel (\$144,161.99) (CA)

**L. Ordinances – None**

**M. Adjournment**

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

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Susan J. Blackston, City Clerk